

Remarks

No amendments are made herein in reply to the Office Action dated April 6, 2007. Claims 1-16 are pending in this application.

According to the Office Action, claims 1-7 and 16 are rejected under 35 U.S.C. 103(a) over Berstis (US Pat. No. 6,721,001) in view of Endo (US Pat. No. 6,763,182) and Anderson (US Pat. No. 6,683,649). Claims 8-12 are rejected under 35 U.S.C. 103(a) over Berstis in view of Endo and Anderson, and further in view of Nakamura (US 2004/0019681). Claims 13-15, however, are indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicant respectfully submits that the above identified references cited by the Examiner, namely Berstis (US Pat. No. 6,721,001), Endo (US Pat. No. 6,763,182), Anderson (US Pat. No. 6,683,649), and Nakamura (US 2004/0019681), are not pertinent prior art references to be used in order to reject the claims of the present application under 35 U.S.C. 103(a).

In order to qualify as prior art under 35 U.S.C. 103(a), the references must have been issued or otherwise published before the invention by the applicant. However, none of the references cited for rejection satisfy this requirement.

The present application was filed in the U.S. on September 18, 2003, with priority claimed under 35 U.S.C. 119(a) over Korean Patent Application 2002-57332 filed on September 19, 2002 in Korean Intellectual Property Office. The certified copies of the priority documents was submitted to the U.S. Patent and Trademark Office together with the filing of this application, and receipt of the same has been acknowledged by the Office.

The primary reference Berstis (US Pat. No. 6,721,001) has an issue date of April 13, 2004. This issue date is later than both the U.S. filing date (i.e., September 18, 2003) and the foreign priority date (i.e., September 19, 2002) of the present application. Moreover, Berstis was not subjected to an earlier publication as evidenced by the enclosed copy of the Bibliographic Data of this reference available at the USPTO website (in public PAIR).

The second reference Endo (US Pat. No. 6,763,182) has an issue date of July 13, 2004. This issue date is later than both the U.S. filing date (i.e., September 18, 2003) and the foreign priority date (i.e., September 19, 2002) of the present application. Moreover, Endo was not subjected to an earlier publication as evidenced by the enclosed copy of the Bibliographic Data of this reference available at the USPTO website (in public PAIR).

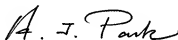
The third reference Anderson (US Pat. No. 6,683,649) has an issue date of January 27, 2004. This issue date is later than both the U.S. filing date (i.e., September 18, 2003) and the foreign priority date (i.e., September 19, 2002) of the present application. Moreover, Anderson was not subjected to an earlier publication as evidenced by the enclosed copy of the Bibliographic Data of this reference available at the USPTO website (in public PAIR).

The fourth and last reference Nakamura (US 2004/0019681 A1) has no issue date, but has a publication date of January 29, 2004. This publication date is later than both the U.S. filing date (i.e., September 18, 2003) and the foreign priority date (i.e., September 19, 2002) of the present application. A copy of the cover page of Nakamura is enclosed hereto for reference.

Therefore, the four references cited by the Examiner are not pertinent prior art to be used in order to reject the claims of the present application under 35 U.S.C. 103(a).

In view of the foregoing remarks, Applicant respectfully submits that the rejections should be withdrawn and that claims 1-16 of the present application are in condition for allowance. Favorable reconsideration and early notice to that effect is earnestly solicited.

Respectfully submitted,



July 6, 2007

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09/213,313 DIGITAL CAMERA WITH VOICE RECOGNITION ANNOTATION

07-04-
2007::13:58:03**Bibliographic Data**

Application Number:	09/213,313	Customer Number:	-
Filing or 371 (c) Date:	12-16-1998	Status:	Patented Case
Application Type:	Utility	Status Date:	03-25-2004
Examiner Name:	HARRIS, TIA M	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	2615	Location Date:	03-28-2006
Confirmation Number:	7097	Earliest Publication No:	-
Attorney Docket Number:	AT9-98-599	Earliest Publication Date:	-
Class / Subclass:	348/232	Patent Number:	<u>6,721,001</u>
First Named Inventor:	VIKTORS <u>BERSTIS</u> , AUSTIN, TX (US)	Issue Date of Patent:	04-13-2004

Title of Invention:	DIGITAL CAMERA WITH VOICE RECOGNITION ANNOTATION
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09/538,813

RECORDING AND REPRODUCING APPARATUS AND RECORDING
MEDIUM

07-04-

2007::14:03:53

Bibliographic Data

Application Number:	09/538,813	Customer Number:	-
Filing or 371 (c) Date:	03-30-2000	Status:	Patented Case
Application Type:	Utility	Status Date:	06-24-2004
Examiner Name:	CHEVALIER, ROBERT	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	2615	Location Date:	07-09-2004
Confirmation Number:	7817	Earliest Publication No:	-
Attorney Docket Number:	SONYJP-3.0-095	Earliest Publication Date:	-
Class / Subclass:	386/124	Patent Number:	<u>6,763,182</u>
First Named Inventor:	Katsumi <u>Endo</u> , Kanagawa, (JP)	Issue Date of Patent:	07-13-2004

Title of Invention: RECORDING AND REPRODUCING APPARATUS AND RECORDING MEDIUM

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09/223,962

**METHOD AND APPARATUS FOR CREATING A MULTIMEDIA
PRESENTATION FROM HETEROGENEOUS MEDIA OBJECTS IN A
DIGITAL IMAGING DEVICE**

07-04-

2007::14:06:22

Bibliographic Data

Application Number: 09/223,962

Customer
Number: -Filing or 371 (c)
Date: 12-31-1998

Status: Patented Case

Application Type: Utility

Status Date: 01-08-2004

Examiner Name: WHIPKEY, JASON T

Location: FILE REPOSITORY (FRANCONIA)

Group Art Unit: 2612

Location Date: 08-16-2004

Confirmation
Number: 4280Earliest
Publication No: -Attorney Docket
Number: P110CIP2Earliest
Publication Date: -

Class / Subclass: 348/333.050

Patent Number: 6,683,649First Named
Inventor: ERIC C. ANDERSON, SAN
JOSE, CA (US)Issue Date of
Patent: 01-27-2004

Title of Invention:

**METHOD AND APPARATUS FOR CREATING A MULTIMEDIA
PRESENTATION FROM HETEROGENEOUS MEDIA OBJECTS IN A
DIGITAL IMAGING DEVICE**

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US 2004/0019681A1

(19) **United States**(12) **Patent Application Publication** (10) **Pub. No.: US 2004/0019681 A1**
(43) **Pub. Date: Jan. 29, 2004**(54) **DATA MANAGEMENT APPARATUS AND DATA MANAGEMENT SYSTEM****Publication Classification**(51) **Int. Cl.⁷** **G06F 15/173**(52) **U.S. Cl.** **709/226**(76) **Inventors:** **Tadashi Nakamura**, Nara-shi (JP);
Yasumori Hino, Ikoma-shi (JP);
Masamori Itoh, Moriguchi-shi (JP);
Yasuyuki Kurosawa, Katano-shi (JP)(57) **ABSTRACT**

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(21) **Appl. No.:** **10/620,343**(22) **Filed:** **Jul. 17, 2003**(30) **Foreign Application Priority Data**

Jul. 22, 2002 (JP) 2002-212948

A server 10 includes (i) an I/O unit 12 for obtaining terminal characteristic information 1100 indicating data processing on client terminals A, B and C from the client terminals A, B and C respectively; (ii) a terminal characteristic information processing unit 15 for determining a manner of allocating server resources based on the terminal characteristic information 1100 obtained by the I/O unit 12; (iii) a control unit 11 for sending and receiving data to and from the client terminals A, B and C and processing the data based on a manner of handling the data determined by the terminal characteristic information processing unit 15; and (iv) a recording unit 14.

